

Sec.		Sec.	
	(b) Reliability of electric service.		(a) Application for rehearing; time periods; modification of order.
	(c) Replacement of electric energy.		(b) Judicial review.
	(d) Termination or modification of order; notice, hearing and findings of Commission; contents of order; inclusion in order of terms and conditions agreed upon by parties.		(c) Stay of Commission's order.
	(e) "Facilities" defined.	825m.	Enforcement provisions.
824k.	Orders requiring interconnection or wheeling.		(a) Enjoining and restraining violations.
	(a) Rates, charges, terms, and conditions for wholesale transmission services.		(b) Writs of mandamus.
	(b) Repealed.		(c) Employment of attorneys.
	(c) Issuance of proposed order; agreement by parties to terms and conditions of order; approval by Commission; inclusion in final order; failure to agree.	825n.	Forfeiture for violations; recovery; applicability.
	(d) Statement of reasons for denial.		(a) Forfeiture.
	(e) Savings provisions.		(b) Recovery.
	(f) Effective date of order; hearing; notice; review.		(c) Applicability.
	(g) Prohibition on orders inconsistent with retail marketing areas.	825o.	Penalties for violations; applicability of section.
	(h) Prohibition on mandatory retail wheeling and sham wholesale transactions.		(a) Statutory violations.
	(i) Laws applicable to Federal Columbia River Transmission System.		(b) Rules violations.
	(j) Equitability within territory restricted electric systems.		(c) Applicability.
	(k) ERCOT utilities.	825o-1.	Enforcement of certain provisions.
824l.	Information requirements.		(a) Violations.
	(a) Requests for wholesale transmission services.		(b) Civil penalties.
	(b) Transmission capacity and constraints.	825p.	Jurisdiction of offenses; enforcement of liabilities and duties.
824m.	Sales by exempt wholesale generators.	825q.	Conflict of jurisdiction.
SUBCHAPTER III—LICENSEES AND PUBLIC UTILITIES; PROCEDURAL AND ADMINISTRATIVE PROVISIONS		825q-1.	Office of Public Participation.
825.	Accounts and records.	825r.	Separability.
	(a) Duty to keep.	825s.	Sale of electric power from reservoir projects; rate schedules; preference in sale; construction of transmission lines; disposition of moneys.
	(b) Access to and examination by the Commission.	825s-1.	Southwestern area sale and transmission of electric power; disposition of receipts; creation of continuing fund; use of fund.
	(c) Controlling individual.	825s-2.	Southeastern area sale and transmission of electric power; disposition of receipts; creation of continuing fund; use of fund.
825a.	Rates of depreciation; notice to State authorities before fixing.	825s-3.	Southwestern area sale at uniform system-wide rates of electric power over transmission lines constructed with appropriated funds or used under contractual arrangements.
825b.	Requirements applicable to agencies of United States.	825t.	Utilization of power revenues.
825c.	Periodic and special reports; obstructing filing reports or keeping accounts, etc.	825u.	Interest rate on power bonds held by Administrator of General Services.
825d.	Officials dealing in securities.	SUBCHAPTER IV—STATE AND MUNICIPAL WATER CONSERVATION FACILITIES	
	(a) Benefits; making or declaring dividends out of capital account.	828.	Facilitation of development and construction of water conservation facilities; exemption from certain Federal requirements.
	(b) Interlocking directorates.	828a.	Definitions.
	(c) Statement of prior positions; definitions.	828b.	Exemption from formula, books and records, and project cost statement requirements; annual charges.
825e.	Complaints.	828c.	Applicability of this subchapter.
825f.	Investigations by Commission.	APPLICATION TO NATIONAL PARKS	
	(a) Scope.	Acadia National Park, see section 342b of this title.	
	(b) Attendance of witnesses and production of documents.	Big Bend National Park, see section 158 of this title.	
	(c) Resort to courts of United States for failure to obey subpoena; punishment.	Bryce Canyon National Park, see section 402e of this title.	
	(d) Testimony by deposition.	Carlsbad Caverns National Park, see section 407b of this title.	
	(e) Deposition of witness in a foreign country.	Everglades National Park, see section 410b of this title.	
	(f) Deposition fees.	Grand Canyon National Park, see section 221b of this title.	
825g.	Hearings; rules of procedure.	Great Smoky Mountains National Park, see section 403b of this title.	
825h.	Administrative powers of Commission; rules, regulations, and orders.	Hawaii National Park, see sections 391, 391b-1 of this title.	
825i.	Appointment of officers and employees; compensation.	Isle Royale National Park, see section 408b of this title.	
825j.	Investigations relating to electric energy; reports to Congress.	Lands reserved for park purposes in Coos County, Oregon, see section 405 of this title.	
825k.	Publication and sale of reports.	Lassen Volcanic National Park, see sections 201b, 204f, 205a, and 207a of this title.	
825l.	Review of orders.	Mammoth Cave National Park, see section 404b of this title.	

Mount Rainier National Park, see section 108 of this title.

Rocky Mountain National Park, see section 197 of this title.

Shenandoah National Park, see section 403b of this title.

Yellowstone National Park, see section 21b of this title.

Yosemite National Park, see sections 47b, 47f of this title.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 21b, 47b, 47f, 90d-4, 108, 158, 197, 201b, 204f, 205a, 207a, 221b, 342b, 391, 391b-1, 402e, 403b, 404b, 405, 407b, 408b, 410b, 435, 459a-1, 460m-11, 460m-21, 460ee, 460gg-2, 460ii-3, 460iii-3, 545b, 577b, 824a-1, 824a-3, 832h, 833g, 836, 839e, 1278, 2603, 2705, 3215 of this title; title 15 section 790a; title 25 section 326; title 30 section 621; title 33 section 467a; title 42 sections 2019, 7172, 7173, 7473, 7651b; title 43 sections 617d, 617e, 617k, 617l, 1634, 1761.

SUBCHAPTER I—REGULATION OF THE DEVELOPMENT OF WATER POWER AND RESOURCES

CODIFICATION

Section 212 of act of Aug. 26, 1935, ch. 687, 49 Stat. 847, provided that sections 1 to 29 of the Federal Water Power Act, as amended (sections 792, 793, 794 to 797, 798 to 818, 819, and 820 to 823 of this title) shall constitute part I of the act. Said section 212 also repealed sections 25 and 30 of the act (sections 819, 791 of this title). It also contained a proviso as follows: "That nothing in that Act, as amended, shall be construed to repeal or amend the provisions of the amendment to the Federal Water Power Act approved March 3, 1921 (41 Stat. 1353 [section 797a of this title]), or the provisions of any other Act relating to national parks and national monuments."

SUBCHAPTER REFERRED TO IN OTHER SECTIONS

This subchapter is referred to in sections 797b, 797c, 797d, 824a-3, 825o, 2705, 3215 of this title; title 42 section 7172; title 43 sections 1555, 1634, 1761.

§ 791. Repealed. Aug. 26, 1935, ch. 687, title II, § 212, 49 Stat. 847

Section, act June 10, 1920, ch. 285, § 30, 41 Stat. 1077, designated the act as The Federal Water Power Act.

§ 791a. Short title

This chapter may be cited as the "Federal Power Act".

(June 10, 1920, ch. 285, pt. III, § 321, formerly § 320, as added Aug. 26, 1935, ch. 687, title II, § 213, 49 Stat. 863; renumbered Pub. L. 95-617, title II, § 212, Nov. 9, 1978, 92 Stat. 3148.)

CODIFICATION

Section was enacted as part of part III of the Federal Power Act, and not as part of part I of that Act which comprises this subchapter.

SHORT TITLE OF 1990 AMENDMENT

Pub. L. 101-575, § 1, Nov. 15, 1990, 104 Stat. 2834, provided that: "This Act [enacting section 2243 of Title 42, The Public Health and Welfare, amending sections 796 and 824a-3 of this title and sections 2014, 2061, 2201, and 2284 of Title 42, and enacting provisions set out as a note under section 796 of this title] may be cited as the 'Solar, Wind, Waste, and Geothermal Power Production Incentives Act of 1990'."

SHORT TITLE OF 1988 AMENDMENT

Pub. L. 100-473, § 1, Oct. 6, 1988, 102 Stat. 2299, provided that: "This Act [amending section 824e of this title and

enacting provisions set out as notes under section 824e of this title] may be cited as the 'Regulatory Fairness Act'."

SHORT TITLE OF 1986 AMENDMENT

Pub. L. 99-495, § 1(a), Oct. 16, 1986, 100 Stat. 1243, provided that: "This Act [enacting sections 797b and 823b of this title, amending sections 797, 800, 802, 803, 807, 808, 817, 823a, 824a-3, and 824j of this title, and enacting provisions set out as notes under sections 797, 803, 823a, 824a-3, and 825h of this title] may be cited as the 'Electric Consumers Protection Act of 1986'."

§ 792. Federal Power Commission; creation; number; appointment; term; qualifications; vacancies; quorum; chairman; salary; place of holding sessions

A commission is created and established to be known as the Federal Power Commission (hereinafter referred to as the "commission") which shall be composed of five commissioners who shall be appointed by the President, by and with the advice and consent of the Senate, one of whom shall be designated by the President as chairman and shall be the principal executive officer of the commission. Each chairman, when so designated, shall act as such until the expiration of his term of office.

The commissioners first appointed under this section, as amended, shall continue in office for terms of one, two, three, four, and five years, respectively, from June 23, 1930, the term of each to be designated by the President at the time of nomination. Their successors shall be appointed each for a term of five years from the date of the expiration of the term for which his predecessor was appointed and until his successor is appointed and has qualified, except that he shall not so continue to serve beyond the expiration of the next session of Congress subsequent to the expiration of said fixed term of office, and except that any person appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed only for the unexpired term. Not more than three of the commissioners shall be appointed from the same political party. No person in the employ of or holding any official relation to any licensee or to any person, firm, association, or corporation engaged in the generation, transmission, distribution, or sale of power, or owning stock or bonds thereof, or who is in any manner pecuniarily interested therein, shall enter upon the duties of or hold the office of commissioners. Said commissioners shall not engage in any other business, vocation, or employment. No vacancy in the commission shall impair the right of the remaining commissioners to exercise all the powers of the commission. Three members of the commission shall constitute a quorum for the transaction of business, and the commission shall have an official seal of which judicial notice shall be taken. The commission shall annually elect a vice chairman to act in case of the absence or disability of the chairman or in case of a vacancy in the office of chairman.

Each commissioner shall receive necessary traveling and subsistence expenses, or per diem allowance in lieu thereof, within the limitation prescribed by law, while away from the seat of government upon official business.